

FILED

NOV 6 2009

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

No. C 90-3094 TEH

ALEJANDRO MADRID, et al.,
Plaintiffs,
vs.
MATTHEW CATE, et al.,
Defendants.

STIPULATION AND ORDER
CONFIRMING ATTORNEYS'
FEES FOR THIRD QUARTER
OF 2009

The parties, through their respective counsel, hereby stipulate as follows:

On September 21, 1995, this Court established a procedure by which plaintiffs are to collect attorneys' fees for work performed in connection with monitoring and enforcing compliance with the Court's orders. This procedure requires plaintiffs' counsel to submit to defendants a quarterly statement of fees incurred in monitoring work, and permits defendants 30 days from the receipt of plaintiffs' statement to notify plaintiffs of any disputed items. After the parties meet and confer on any of defendant's objections, counsel shall then prepare a stipulated order for payment of the fees not subject to

1 defendant's objections. The Order also states that
2 defendants shall have forty-five days from the entry of the
3 order to pay the undisputed fees and that interest on any
4 undisputed fees will run from the thirty-first day following
5 defendants' receipt of plaintiffs' statement, accruing at
6 the rate provided by 28 U.S.C. § 1961. Pursuant to this
7 procedure, plaintiffs' counsel sent their third quarter 2009
8 billing statement demanding **\$374.10** on defendants on October
9 20, 2009. After a meet and confer, defendants do not object
10 to payment of **\$374.10** in fees and costs for the period from
11 July 1, 2009 through September 30, 2009. This agreement is
12 in accord with the Joint Stipulation Regarding Payment of
13 Fees dated October 2, 2000.

14 WHEREFORE, the following sums are due and collectable
15 within 45 days of the signing of this Order:

<u>Accruing</u>	<u>Amount</u>	<u>Rate</u>	<u>Interest Daily Interest</u>	<u>Date Interest Begins</u>
3rd Qtr.2009	\$374.10	.36%	\$0.003	November 23,2009

18 (Interest rate equals the weekly average 1 year constant
19 maturity treasury yield ending October 16, 2009.

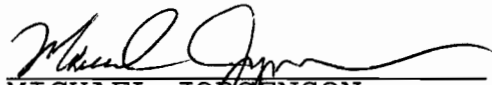
20 IT IS SO ORDERED.

21 Dated: 11/6/09


THELTON E. HENDERSON
Judge
U.S. District Court

24 APPROVED AS TO FORM.

25 Dated: 10/29/09


MICHAEL JORGENSON
ATTORNEY FOR DEFENDANTS

27 Dated: 12/20/09


DONALD SPECTER
ATTORNEY FOR PLAINTIFFS